

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By **CHAIRMAN TOM ZOOK**, on March 2, 1999 at 8:00 A.M., in Room 312 - 2 Capitol.

ROLL CALL

Members Present:

Rep. Tom Zook, Chairman (R)
Rep. Joe Quilici, Vice Chairman (D)
Rep. Steve Vick, Vice Chairman (R)
Rep. Beverly Barnhart (D)
Rep. Ernest Bergsagel (R)
Rep. Peggy Bergsagel (R)
Rep. Rosalie (Rosie) Buzzas (D)
Rep. John Cobb (R)
Rep. Stan Fisher (R)
Rep. Dick Haines (R)
Rep. Royal Johnson (R)
Rep. Betty Lou Kasten (R)
Rep. Matt McCann (D)
Rep. Red Menahan (D)
Rep. Ray Peck (D)
Rep. Lila Taylor (R)
Rep. Joe Tropila (D)
Rep. John Witt (R)

Members Excused: None.

Members Absent: None.

Staff Present: Joanne Gunderson, Committee Secretary
Taryn Purdy, Legislative Fiscal Division
Clayton Schenck, Legislative Fiscal Division

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: HB 2, 2/22/1999
Executive Action: HB 2

COMMENT

Each day of the four days of hearings on HB 2 are treated individually in terms of Tape Numbers, Exhibits and Roll Call Votes and Executive Action. However, the meetings were recessed and final adjournment is recorded on the last day (3/5/99).

HEARING ON HB 2

Sponsor: Rep. Tom Zook, HD 3, opened the hearing on HB 2.

{Tape : 1; Side : A; Approx. Time Counter : 0 - ~~EXHIBIT~~(aph47a01)}

Opening Statement by Legislative Fiscal Division Staff:

Clayton Schenck, Legislative Fiscal Analyst, explained HB 2.

{Tape : 1; Side : A; Approx. Time Counter : 37 - 252}

Informational Testimony:

Rep. Betty Lou Kasten, Subcommittee Chairwoman, Health and Human Services, opened Section B, subsections 2 through 5, of HB 2.

(Informational Testimony by Rep. Kasten and other Subcommittee chairpersons is interspersed with questions from the committee and executive action.

{Tape : 1; Side : A; Approx. Time Counter : 37 - 395}

Questions and Responses:

{Tape : 1; Side : A; Approx. Time Counter : 395 - 499}

Informational Testimony:

Rep. Kasten continued with subsections 2-5.

{Tape : 1; Side : B; Approx. Time Counter : 0 - 30}

Informational Testimony:

Rep. Kasten opened discussion on subsection 6.

{Tape : 1; Side : B; Approx. Time Counter : 30 - 43}

Questions and Responses:

{Tape : 1; Side : B; Approx. Time Counter : 43 - 79}

Informational Testimony:

Rep. Kasten opened discussion on subsection 7.

{Tape : 1; Side : B; Approx. Time Counter : 79 - 117}

Questions and Responses:

{Tape : 1; Side : B; Approx. Time Counter : 117 - 145}

Informational Testimony:

Rep Kasten opened discussion on subsection 8.

{Tape : 1; Side : B; Approx. Time Counter : 145 - 197}

Questions and Responses:

{Tape : 1; Side : B; Approx. Time Counter : 197 - 266}

Informational Testimony:

Rep Kasten opened discussion on subsection 9.

{Tape : 1; Side : B; Approx. Time Counter : 266 - 300}

Questions and Responses:

{Tape : 1; Side : B; Approx. Time Counter : 300 - 461}

Informational Testimony:

Rep. Kasten opened discussion on subsections 10-12.

{Tape : 1; Side : B; Approx. Time Counter : 461 - Tape : 2; Side : A; Approx. Time Counter : 047}

Questions and Responses:

{Tape : 2; Side : A; Approx. Time Counter : 47 - 177}

Informational Testimony:

Rep. Kasten opened discussion on subsection 13.

{Tape : 2; Side : A; Approx. Time Counter : 177 - 194}

Questions and Responses:

{Tape : 2; Side : A; Approx. Time Counter : 194 - 314}

Informational Testimony:

Rep. Kasten opened discussion on subsections 14 and 15.

{Tape : 2; Side : A; Approx. Time Counter : 314 - 352}

Questions and Responses:

{Tape : 2; Side : A; Approx. Time Counter : 352 - Side : B; Approx. Time Counter : 65}

Informational Testimony:

Rep. Kasten opened discussion on subsection 16.

{Tape : 2; Side : B; Approx. Time Counter : 65 - 84}

Questions and Responses:

{Tape : 2; Side : B; Approx. Time Counter : 84 - 123}

Motion: REP. COBB moved that HB 2 BE AMENDED. **EXHIBIT**(aph47a02)

Discussion:

{Tape : 2; Side : B; Approx. Time Counter : 123 - 480}

Vote: Motion carried unanimously.

{Tape : 3; Side : A; Approx. Time Counter : 0 - 6}

Motion: REP. COBB moved that HB 2 BE AMENDED. **EXHIBIT**(aph47a03)

Discussion:

{Tape : 3; Side : A; Approx. Time Counter : 6 - 100}

Vote: Motion carried unanimously.

{Tape : 3; Side : A; Approx. Time Counter : 100 - 105}

Motion: REP. COBB moved that HB 2 BE AMENDED. **EXHIBIT**(aph47a04)

Discussion:

{Tape : 3; Side : A; Approx. Time Counter : 105 - 190}

Vote: Motion carried unanimously.

{Tape : 3; Side : A; Approx. Time Counter : 190 - 197}

Informational Testimony:

Rep. Kasten opened discussion on subsections 17 - 20.

{Tape : 3; Side : A; Approx. Time Counter : 197 - 236}

Questions and Responses:

*{Tape : 3; Side : A; Approx. Time Counter : 236 - Side : B;
Approx. Time Counter : 68}*

Informational Testimony:

{Tape : 3; Side : B; Approx. Time Counter : 68 - 116}

Motion: REP. BARNHART moved that HB 2 BE AMENDED**EXHIBIT**(aph47a05)

{Tape : 3; Side : B; Approx. Time Counter : 116 - 139}

Discussion:

*{Tape : 3; Side : B; Approx. Time Counter : 139 - Tape : 4; Side
: B; Approx. Time Counter : 40}*

Vote: Motion failed 6-12 by Roll Call Vote (#1).

Motion: REP. COBB moved that HB 2 BE AMENDED. **EXHIBIT**(aph47a06)

{Tape : 4; Side : A; Approx. Time Counter : 40 - 81}

Discussion:

{Tape : 4; Side : A; Approx. Time Counter : 81 - 180}

Vote: Motion failed 9-9 by Roll Call Vote (#2).
{Tape : 4; Side : A; Approx. Time Counter : 180 - 197}

Motion: REP. COBB moved that HB 2 BE AMENDED. **EXHIBIT**(aph47a07)
{Tape : 4; Side : A; Approx. Time Counter : 197 - 222}

Discussion:
{Tape : 4; Side : A; Approx. Time Counter : 222 - 323; Comments :
Rep. Cobb withdrew the motion.}

Informational Testimony:
Rep. Kasten opened discussion on subsection 22.
{Tape : 4; Side : A; Approx. Time Counter : 323 - 360}

Motion: REP. BARNHART moved that HB 2 BE AMENDED **EXHIBIT**(aph47a08)
{Tape : 4; Side : A; Approx. Time Counter : 360 - 380}

Substitute Motion/Vote: REP. BARNHART made a substitute motion
that the amendment in Exhibit 8 be changed from a quarterly
requirement to semiannually. **Substitute motion carried**
unanimously.
{Tape : 4; Side : A; Approx. Time Counter : 380 - 415}

Discussion:
Rep. Zook asked the committee to revisit the amendment on Exhibit
7 to discuss whether it should be a part of the narrative of HB 2
or a part of this section of the bill.

Vote: The committee voted 13-5 with Johnson, Kasten, Taylor,
Witt, and Zook voting no that it should be included in the bill.
{Tape : 4; Side : A; Approx. Time Counter : 415 - 499; Comments :
The committee recessed at noon until 3 PM.}

Informational Testimony:
Rep. Kasten opened discussion on subsection 24.
{Tape : 4; Side : B; Approx. Time Counter : 0 - 58}

Questions and Responses:
{Tape : 4; Side : B; Approx. Time Counter : 58 - 206}

Motion: REP. COBB moved that HB 2 BE AMENDED. **EXHIBIT**(aph47a09)
{Tape : 4; Side : B; Approx. Time Counter : 206 - 282}

Discussion:
{Tape : 4; Side : B; Approx. Time Counter : 282 - 410}

Motion: REP. BERGSAGEL moved that THE (Exhibit 9) AMENDMENT BE SEGREGATED AND ITEM 2 BE VOTED ON FIRST.

{Tape : 4; Side : B; Approx. Time Counter : 410 - 421}

Discussion:

{Tape : 4; Side : B; Approx. Time Counter : 421 - Tape : 5; Side : A; Approx. Time Counter : 255}

Vote: Motion on Item 2 of the amendment (Exhibit 9) carried 11-7 by Roll Call Vote (#3).

Vote: Motion on Item 1 of the amendment (Exhibit 9) failed 8-10 by Roll Call Vote (#4).

Motion/Vote: REP. COBB moved that HB 2 BE AMENDED. Motion carried 16-2. EXHIBIT(aph47a10)

{Tape : 5; Side : A; Approx. Time Counter : 255 - 358}

Informational Testimony:

Rep. Kasten opened discussion on subsection 25.

{Tape : 5; Side : A; Approx. Time Counter : 358 - 404}

Questions and Responses:

{Tape : 5; Side : A; Approx. Time Counter : 404 - 459}

Informational Testimony:

Rep. Kasten opened discussion on subsections 27 and 32.

{Tape : 5; Side : A; Approx. Time Counter : 459 - 499}

Questions and Responses:

{Tape : 5; Side : B; Approx. Time Counter : 0 - 219}

Motion: REP. BARNHART moved that HB 2 BE AMENDED EXHIBIT(aph47a11)

{Tape : 5; Side : B; Approx. Time Counter : 219 - Tape : 6; Side : A; Approx. Time Counter : 78} EXHIBIT(aph47a12)

Vote: Motion on amendments (Exhibits 11 and 12) failed 9-9 by Roll Call Vote (#5).

{Tape : 6; Side : A; Approx. Time Counter : 78 - 80}

Motion/Vote: REP. KASTEN moved that HB 2 BE AMENDED. Motion carried unanimously. EXHIBIT(aph47a13)

{Tape : 6; Side : A; Approx. Time Counter : 80 - 116}

Motion: REP. BARNHART moved that HB 2 BE AMENDED EXHIBIT(aph47a14)

{Tape : 6; Side : A; Approx. Time Counter : 116 - 158}

Discussion:

{Tape : 6; Side : A; Approx. Time Counter : 158 - 260}

Vote: Motion failed 9-9 by Roll Call Vote (#6).

{Tape : 6; Side : A; Approx. Time Counter : 260 - 282}

Motion: REP. BUZZAS moved that HB 2 BE AMENDED. **EXHIBIT**(aph47a15)

{Tape : 6; Side : A; Approx. Time Counter : 282 - 348}

Discussion:

{Tape : 6; Side : A; Approx. Time Counter : 348 - Side : B;
Approx. Time Counter : 20}

Vote: Motion failed 9-9 by Roll Call Vote (#7).

{Tape : 6; Side : B; Approx. Time Counter : 20 - 30}

Motion: REP. MCCANN moved A CONCEPTUAL AMENDMENT TO MOVE
\$490,000 OUT OF HEALTH SERVICES TO GENERAL FUND.

Discussion:

{Tape : 6; Side : B; Approx. Time Counter : 30 - 53}

Motion/Vote: REP. BARNHART moved TO TAKE 5% OFF THE TOP FOR
DENTISTS FROM MCCANN AMENDMENT. Motion failed 5-13 by Roll Call
Vote (#8).

{Tape : 6; Side : B; Approx. Time Counter : 53 - 68}

Discussion:

{Tape : 6; Side : B; Approx. Time Counter : 68 - 100}

Vote: Motion on the McCann conceptual amendment carried 15-3 by
Roll Call Vote (#9).

{Tape : 6; Side : B; Approx. Time Counter : 100 - 107}

Motion: REP. COBB moved that HB 2 BE AMENDED. **EXHIBIT**(aph47a16)

{Tape : 6; Side : B; Approx. Time Counter : 107 - 108}

Discussion:

{Tape : 6; Side : B; Approx. Time Counter : 108 - 397}

Substitute Motion: REP. VICK made a substitute motion to STRIKE
LINES 5 AND 13.

{Tape : 6; Side : B; Approx. Time Counter : 397 - 429}

Discussion:

{Tape : 6; Side : B; Approx. Time Counter : 429 - Tape : 7; Side
: A; Approx. Time Counter : 27}

Substitute Motion: REP. VICK REVISED THE SUBSTITUTE MOTION TO INCLUDE THE COBB AMENDMENT IN THE NARRATIVE.

{Tape : 7; Side : A; Approx. Time Counter : 27 - 34}

Discussion:

{Tape : 7; Side : A; Approx. Time Counter : 34 - 74}

Rep. Cobb asked that the motion be segregated.

{Tape : 7; Side : A; Approx. Time Counter : 74 - 109}

Discussion:

{Tape : 7; Side : A; Approx. Time Counter : 109 - 130}

Vote: Motion on striking lines 5 and 13 of the amendment (Exhibit 16) **carried 13-5 by Roll Call Vote (#10).**

Vote: Motion to place amendment (Exhibit 16) in the narrative **failed 9-9 by Roll Call Vote (#11).**

Rep. Cobb restated his intent in the amendment (Exhibit 16).

{Tape : 7; Side : A; Approx. Time Counter : 130 - 161}

Vote: Motion on the Cobb amendment (Exhibit 16) **failed 9-9 by Roll Call Vote (#12).**

ADJOURNMENT

Recess: 6:00 P.M. until 8 A.M. on March 3, 1999.

REP. TOM ZOOK, Chairman

JOANNE GUNDERSON, Secretary

TZ/JG

EXHIBIT (aph47aad)